

FILED

2001 FEB -2 P b: 26  
CLERK, U.S. DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND, OREGON  
BY \_\_\_\_\_

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

CARMICHELL BELL, )  
 )  
Plaintiff, ) Civil No. 99-327-JE  
 )  
v. ) VERDICT  
 )  
CLACKAMAS COUNTY, et al, )  
 )  
Defendants. )  
\_\_\_\_\_ )

1. Has plaintiff, Carl Bell, established by a preponderance of the evidence that his race was a motivating factor in the decision of Clackamas County, acting through one or more of the individual defendants, to terminate his employment?

YES ✓ NO \_\_\_\_\_

2. Has plaintiff, Carl Bell, established by a preponderance of the evidence: (1) that he complained about racial profiling by Deputy Davis; (2) that such complaint was a substantial motivating factor in the decision of any of the individual defendants to recommend termination; and (3) that such recommendation was a substantial motivating factor in the decision to terminate his employment?

YES ✓ NO \_\_\_\_\_

3. Has plaintiff, Carl Bell, established by a preponderance of the evidence: (1) that he complained of racial discrimination directed at him by one or more of his field training officers; (2) that such complaint was a substantial motivating factor in the decision of any of the individual defendants to recommend termination; and (3) that such recommendation was a substantial motivating factor in the decision to terminate his employment?

YES ✓ NO       

4. Has plaintiff, Carl Bell, established by a preponderance of the evidence that his filing of a complaint about the knife incident involving Deputy Davis was a substantial motivating factor in the decision of one or more of the individual defendants to recommend termination, and that such recommendation was a substantial motivating factor in the decision to terminate his employment?

YES        NO ✓

If you have answered NO to Questions 1, 2, 3, and 4, then your verdict is in favor of the defendants, and you should not answer any more questions. Your presiding juror should sign and date the verdict form and report to the bailiff.

If you have answered YES to Questions 1, 2, 3, or 4, go to Question 5.

5. What is the amount of damages that you find were caused by unlawful conduct of defendants?

Compensatory	\$	<u>750,000.</u>
Economic	\$	<u>52,446.42</u>
Total	\$	<u>802,446.42</u>

If you awarded damages on Question 5, go to Question 6.

6. Has plaintiff, Carl Bell, established that punitive damages should be awarded against one or more of the individual defendants? If you answer YES as to one or more of the individual defendants, please indicate the amount of punitive damages, if any, that you determine should be awarded against that individual defendant.

Alan Alderman	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Roxanne Cadotte	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Jeff Davis	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Pat Detloff	YES <u>✓</u>	NO _____	\$ <u>250,000.00</u>
Jeff Grahn	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Jeff Huva	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Juli Fitzwater	YES <u>✓</u>	NO _____	\$ <u>52,446.42</u>
Machado	<u>✓</u>		
Michael Machado	YES _____	NO _____	\$ <u>52,446.42</u>

When you have unanimously agreed on the answers on this verdict form, your presiding juror should date and sign the verdict form and report to the bailiff.

DATED this 2 day of February, 2001.

*Manuel E. Lopez*  
Presiding Juror